

To the Members of the California State Assembly:

I am returning Assembly Bill 2403 without my signature.

This bill would create a misdemeanor offense of installing hidden video or photo equipment in a residence, without the resident knowing or consenting, in order to invade the privacy of the subject.

Our homes are where we enjoy the greatest expectation of privacy. Voyeurism in the home cannot be tolerated by the law, especially when the unwelcome looker is a roommate or someone with ready access to the whole house. For this reason I signed Senate Bill 1484 to specifically protect one's bedroom from intrusive acts of peeking or video recording. SB 1484 adequately addresses the specific problem of abusing the privilege of access to invade another's privacy.

However, AB 2403 is more broad and potentially criminalizes otherwise innocent video recording within the home if the subject unexpectedly engages in private or embarrassing conduct. Additionally, AB 2403 creates confusion and redundancy in the statutes by adding a whole new section of law. SB 1484 is drafted tighter and better addresses the problem of voyeurism in the home.

For these reasons I am returning this bill without my signature.

Sincerely,

Arnold Schwarzenegger